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FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY
THE SECRETARY - ROOM 222

3 MAR 1993

IN REPLY REFER TO:
7330-7/1700A3

Mr. Dave Eberle
Post Office Box 89
30 W. Oak Street
Cedarville, Illinois 61013

Dear Mr. Eberle:

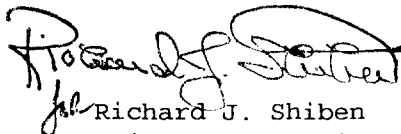
This is in reply to your letter to Senator Paul Simon regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

You are specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take your concerns into account when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest. Your letter will be included in the record of the proceeding. We expect final rules to be issued in 1994.

Sincerely,



Richard J. Shiben
Chief, Land Mobile & Microwave Division
Private Radio Bureau

Copy to: Senator Paul Simon

Enclosure

cc:
Chief, PRBureau
Chief, LM&M Division
Docket Files, Room 222
P&P Branch File (Pink)

CNTR NO - 9300578

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DUE ORC: 2-23-93

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AND REPLY FOR DOCKET FILE, ROOM 222.

CONGRESSIONAL CORRESPONDENCE TRACKING SYSTEM
02/12/93

LETTER REPORT

CONTROL NO.	DATE RECEIVED	DATE OF CORRESP	DATE DUE	DATE DUE OLA(857)
9300578	02/12/93	02/09/93	02/25/93	

TITLE	MEMBERS NAME	REPLY FOR SIG OF
Senator	Paul Simon	BC

CONSTITUENT'S NAME	SUBJECT
Dave Eberle	inq. comments on PR Docket 92-235

REF TO	REF TO	REF TO	REF TO
PRB/4.0001			
2-16-93			

DATE	DATE	DATE	DATE
02/12/93			

REMARKS: reply atn: Tricia Hagegan of the DC office

RECEIVED
FEB 16 2 07 PM '93
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PAUL SIMON
ILLINOIS

United States Senate

WASHINGTON, D.C. 20510

February 9, 1993

PRB
97-235
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COMMITTEES:
LABOR AND HUMAN RESOURCES
JUDICIARY
FOREIGN RELATIONS
BUDGET
INDIAN AFFAIRS

Federal Communications Commission
Kathie Kneff
2025 M Street, NW
Washington, D.C. 20554

Dear Ms. Kneff:

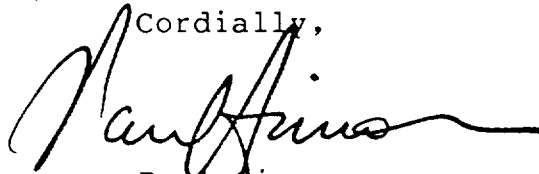
I am writing on behalf of Dave Eberle who has written expressing concern over the proposed rule concerning radio-controlled model cars. For a more detailed explanation, please see the enclosed letter.

I would appreciate your looking into this matter and responding to Mr. Eberle. In addition, please be sure to send a copy of your response to the attention of my staff assistant, Tricia Haneghan.

Thank you for your attention to this matter. Please let me know if there is anything I can do to help resolve this situation.

My best wishes.

Cordially,



Paul Simon
U. S. Senator

PS/tlh
Enclosure

RECEIVED
FEB 11 2 11 PM '93

January 28, 1993

The Honorable Paul Simon
462 Dirksen
Senate Office Bldg.
Washington, DC 20510

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Dear Senator Simon:

We are very active in a local club whose members enjoy constructing and operating radio-controlled model cars. We personally own several radios, several R/C models and have a workshop full of other products necessary to operating our models.

We are very concerned about the proposed rule that is currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted the new rule will greatly reduce the usability of frequencies currently assigned for R/C model use and increase the risk of accidents and attendant liability.

Our radio-controlled frequencies are in the 72-76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio-control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

The Notice of Proposed Rule Making (NPRM) in PR Docket 92-235 replaces Part 90 of the rules with a new Part 88. Part 90 allows for safe use of R/C aircraft and surface models by keeping 10 Khz spacing between fixed commercial users and frequencies used by R/C enthusiasts. The new Part 88 will allow mobile users on frequencies within 2.5 Khz of frequencies available to us, eliminating safe use of at least 31 of the 50 channels on the 72 MHz band (for R/C aircraft) and 10 of the 30 frequencies on the 75 MHz band (for R/C cars and boats) now used by hobbyists. In fact, more channels will likely be affected.


When we operate our R/C models, we go to great lengths to assure the safety of the operators and bystanders and the protection of property. Many of our safety precautions involve the careful coordination and use of the radio control frequencies. If the number of usable frequencies is diminished as proposed by the FCC, the remaining frequencies will become congested and the margin of safety will be greatly decreased.

We don't think it is wise of the FCC to seek to expand the operation conditions of land mobile radio users at the expense of the radio-control modelers. The FCC may not think we are as important as business users of radio, but we have a considerable investment in our models and in our radio equipment. It is a sizable industry that must be saved from these detrimental FCC actions. The hobby provides many hours of enjoyment to hundreds of thousands of people like ourselves and contributes to the advancement and development of the commercial aviation industry.

Please help us continue the safe enjoyment of our pastime by not allowing the FCC to carry out its proposal PR Docket 92-235 for the 72-76 MHz band. We all need your help urgently because the FCC has a deadline of February 26, 1993 after which it may become more difficult to avoid halting these proposals from going into effect.

Please see attachment of signatures from our club members.

Sincerely,


Members of the Freeport
Road Runners Car Club

Dave Eberle
P.O. Box 89
30 W. Oak St.
Cedarville, IL. 61013

Senator Paul Simon
462 Dirksen
Senate Office Building
Washington, DC. 20510

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USA

Wood Duck

